

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

KNIGHT CAPITAL PARTNERS
CORPORATION,

Plaintiff,

v.

Case No. 16-12022
Honorable David M. Lawson

HENKEL AG & COMPANY, KGaA,

Defendants.

**NOTICE TO APPEAR FOR CASE MANAGEMENT STATUS
AND SCHEDULING CONFERENCE**

YOU ARE NOTIFIED TO APPEAR ON: December 15, 2016 at 3:00 p.m.

for a Case Management Status and Scheduling Conference to be held at U.S. District Court, 231
W. Lafayette Blvd., Chambers 718, Detroit, MI 48226.

COUNSEL shall prepare and serve on opposing counsel and the Judge's chambers, **ONE
WEEK PRIOR TO THE CONFERENCE**, a short statement (double-spaced), which:

- Summarizes the background of the action and the principal factual and legal issues;
- Outlines the proposed discovery;
- Describes any outstanding or anticipated discovery disputes, and the basis you have for any objection;
- Discloses insurance available to satisfy part or all of a judgment, including indemnification agreements; and
- Proposes an appropriate management plan, including a schedule setting discovery cut-off and trial dates.

Counsel are encouraged to discuss their statements prior to the Status and Scheduling Conference. These short statements **must not be filed with the Clerk of the Court**. They should be faxed to Chambers at **(313) 234-2669** or emailed to the Judge's Case Manager, Susan Pinkowski, at *Susan_Pinkowski@mied.uscourts.gov*. If counsel have met pursuant to Fed. R. Civ. P. 26(f), your proposed discovery plan **shall be filed with the Clerk of the Court** in lieu of these statements, supplemented, as necessary, to provide the above information.

Please be prepared to discuss the following at the Scheduling Conference:

- The issues and narrowing the issues;
- Subject matter jurisdiction;
- Relationship to other cases;
- Necessity of amendments to pleadings, additional parties, third-party complaints, etc.;
- Settlement, including alternative dispute resolution;
- Progress of discovery (counsel are instructed to commence significant discovery prior to the conference);
- Issues which may appropriately be resolved by motion; and
- Estimated trial length.

IT IS PLAINTIFF'S COUNSEL'S RESPONSIBILITY TO NOTIFY ALL PARTIES OF THE SCHEDULING CONFERENCE.

Counsel are directed to discuss with their clients case evaluation (formerly "mediation") and the prospect of obtaining authority to stipulate to be bound by the provisions of Mich. Ct. R. 2.403, including the section dealing with sanctions. Counsel are

advised to bring their calendars for the scheduling of dates.

Again, if the parties prepare individual short statements, they should be emailed to the Case Manager. If a joint discovery plan is prepared, it should be docketed in CM/ECF. Please email with any questions.

s/Susan Pinkowski
Susan Pinkowski, Case Manager
(313) 234-2662

Dated: October 27, 2016

PROOF OF SERVICE

The undersigned certifies that a copy of the foregoing order was served upon each attorney or party of record herein by electronic means or first class U.S. mail on October 27, 2016.

s/Susan Pinkowski
SUSAN PINKOWSKI